

IDEA WRITTEN ADMINISTRATIVE COMPLAINT
21.22_19

Name of the school system:

Rutherford County Schools (RCS)

Description of the violation:

RCS failed to provide a comparable IEP upon Student transferring into the district.

Description of the law or regulation determined to be violated:

34 C.F.R. § 300.503	Written notice
34 C.F.R. § 300.322(b)(1)(i)	Parent participation
34 C.F.R. § 300.323(e)	When IEPs must be in effect
34 C.F.R. § 300.320(a)(3)(ii)	Periodic reports
TN State Board Rule 0520-01-09.15(4)	Prior written notice

RCS must correct these violations by implementing the following corrective actions:

1. Provide training for all appropriate staff on the aforementioned regulations no later than 2/15/21;
2. Within ten (10) days of completion of the training, provide the department with the agenda, content, and sign-in sheets of participants as documentation of appropriate training content and appropriate staff participation;
3. Within ten (10) school days of receipt of this letter, RCS must convene an appropriately staffed IEP team, including Complainant, in order:
 - a. To discuss ensure FAPE is provided in Student's least restrictive environment;
 - b. To determine if compensatory services are required for any services that the district failed to provide during Fall 2021;
4. Within ten (10) calendar days of any team meeting, provide documentation to the Department of all team decisions under step #3; and
5. If compensatory services are ultimately determined and agreed upon, RCS must, within ten (10) calendar days of completion of all required compensatory services, send to the department final signed documentation by Complainant verifying completion.

Final determination of the department: The department will monitor and document RCS compliance with corrective measures ordered.